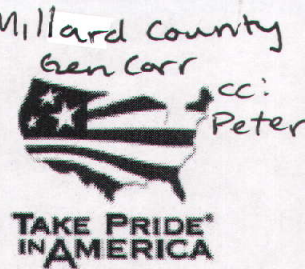




United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Utah State Office
P.O. Box 45155
Salt Lake City, UT 84145-0155
<http://www.blm.gov>



IN REPLY REFER TO:
3508
UTU-88455
(UT-9223)

SEP 14 2011

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SEP 15 2011

CERTIFIED MAIL – Return Receipt Requested

DIV. OF OIL, GAS & MINING

LUMA Minerals, LLC.
312 North Dale Avenue
Mount Prospect, IL 60056

DECISION

: Potassium Lease
: UTU-88455
:
:

Lease Legal Description Amended Lease Acreage Amended

On August 9, 2011, federal potassium lease UTU-88455 was issued to LUMA Minerals, LLC.

On September 6, 2011, due to a resurvey of Township 20 South, Range 12 West, section 11, lot 4; a change to the legal description and acreage of lands contained in this potassium lease has been made.

The new legal description of this lease is:

T. 20 S., R. 12 W., SLM, Utah
sec. 11, lots 1, 2, 5-11;
sec. 14, all;
sec. 15, lots 1-15, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$.

Containing 1,563.17 acres

Next year's rental for this potassium lease will be in the amount of \$.50 per acre or fraction thereof or \$782.00.

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4, and the enclosed Form 1842.1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition (pursuant to regulation 43 CFR 4.21)(58 FR 4939, January 19, 1993) (request) for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay **must** also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed in this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards.

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- (4) Whether the public interest favors granting the stay.

Kent Hoffman

Kent Hoffman
Deputy State Director
Lands and Minerals

cc: Fillmore Field Office

ONRR, ACM, Solid Minerals Staff, Attn: LeeAnn Martin, MS62300B, Box 25165, Denver, CO 80225-0165

Denise Dragoo, Snell & Wilmer LLP, 15 West Temple, Suite 1200, Salt Lake City, UT 84101
Mr. John Baza, Director, UDOGM, Box 145801, Salt Lake City, UT 84114-5801